

COURT PROCEEDINGS

MONDAY, FEBRUARY 21, 1916.

Supreme Court of the United States.

Present: The Chief Justice, Mr. Justice McKenna, Mr. Justice Holmes, Mr. Justice Hughes, Mr. Justice Van Devanter, Mr. Justice Pitney, and Mr. Justice McReynolds.

John J. McCall, of Albany, N. Y.; John J. Beattie, of Warwick, N. Y.; Bert Winters, of Lebanon, Ind.; R. Kemp Morton, of Charleston, S. C.; Val Albert G. Grant, of Kadoka, S. Dak.; A. P. Broome, of Troy, Ohio; Wallace C. Franklin, of Muskogee, Okla.; Leonard B. Smith, of New York City; James Richard Larkin, of Boston, Mass.; Robert B. Mayes, of Jackson, Miss.; William F. Peter, of Chicago, Ill.; LeWright Browning, of Mayville, Ky.; William Wesley Deane, of San Francisco, Cal.; H. Case, of Hartford, Conn.; Alexander B. Andrews, Jr., of Raleigh, N. C.; E. Clarence Aiken, of Albany, N. Y.; Edward H. Mason, of Kansas City, Mo.; Joseph E. Matthews, of Concord, N. H.; R. A. Kleinschmidt, of Oklahoma City, Okla.; Edward M. Day, of Hartford, Conn.; Joseph E. Callaway, of Arkadelphia, Ark.; and John C. Minneapolis, Minn., were admitted to practice.

The Carolina Glass Company, plaintiff in error, vs. the State of South Carolina. Judgment affirmed with costs.

Carolina Glass Company, plaintiff in error, vs. William J. Murray, et al., in error, vs. the State of South Carolina. Judgment affirmed with costs.

Carolina Glass Company, plaintiff in error, vs. William J. Murray, et al., in error, vs. the State of South Carolina. Judgment affirmed with costs.

Carolina Glass Company, plaintiff in error, vs. William J. Murray, et al., in error, vs. the State of South Carolina. Judgment affirmed with costs.

Carolina Glass Company, plaintiff in error, vs. William J. Murray, et al., in error, vs. the State of South Carolina. Judgment affirmed with costs.

Carolina Glass Company, plaintiff in error, vs. William J. Murray, et al., in error, vs. the State of South Carolina. Judgment affirmed with costs.

Carolina Glass Company, plaintiff in error, vs. William J. Murray, et al., in error, vs. the State of South Carolina. Judgment affirmed with costs.

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advance submitted by Mr. Solicitor General David for the plaintiff in error, vs. David Lamar, plaintiff in error, vs. the United States; motion that the mandate issue at once submitted by Mr. Solicitor General David in support of the motion.

The James Clark Distilling Company, appellant, vs. The Western Maryland Railway Company, et al.; and the James Clark Distilling Company, appellant, vs. The American Express Company, et al.; passed.

The Texas and Pacific Railway Company, plaintiff in error, vs. A. R. Higby; argued by Mr. F. H. Henderson for the plaintiff in error, and by Mr. E. P. Jones for the defendant in error.

Adjoined until Wednesday next at 12 o'clock.

The day call for Wednesday, February 23, will be as follows: Nos. 53, 48, 33, 28, 23, 18, 13, 8, 3, 60, 64, 68, 62, 56, 51, 45, 39, 33, 27, 21, 15, 9, 3, 62, 56, 50, 44, 38, 32, 26, 20, 14, 8, 2, 5, 9, 13, 17, 21, 25, 29, 33, 37, 41, 45, 49, 53, 57, 61, 65, 69, 73, 77, 81, 85, 89, 93, 97, 101, 105, 109, 113, 117, 121, 125, 129, 133, 137, 141, 145, 149, 153, 157, 161, 165, 169, 173, 177, 181, 185, 189, 193, 197, 201, 205, 209, 213, 217, 221, 225, 229, 233, 237, 241, 245, 249, 253, 257, 261, 265, 269, 273, 277, 281, 285, 289, 293, 297, 301, 305, 309, 313, 317, 321, 325, 329, 333, 337, 341, 345, 349, 353, 357, 361, 365, 369, 373, 377, 381, 385, 389, 393, 397, 401, 405, 409, 413, 417, 421, 425, 429, 433, 437, 441, 445, 449, 453, 457, 461, 465, 469, 473, 477, 481, 485, 489, 493, 497, 501, 505, 509, 513, 517, 521, 525, 529, 533, 537, 541, 545, 549, 553, 557, 561, 565, 569, 573, 577, 581, 585, 589, 593, 597, 601, 605, 609, 613, 617, 621, 625, 629, 633, 637, 641, 645, 649, 653, 657, 661, 665, 669, 673, 677, 681, 685, 689, 693, 697, 701, 705, 709, 713, 717, 721, 725, 729, 733, 737, 741, 745, 749, 753, 757, 761, 765, 769, 773, 777, 781, 785, 789, 793, 797, 801, 805, 809, 813, 817, 821, 825, 829, 833, 837, 841, 845, 849, 853, 857, 861, 865, 869, 873, 877, 881, 885, 889, 893, 897, 901, 905, 909, 913, 917, 921, 925, 929, 933, 937, 941, 945, 949, 953, 957, 961, 965, 969, 973, 977, 981, 985, 989, 993, 997, 1001, 1005, 1009, 1013, 1017, 1021, 1025, 1029, 1033, 1037, 1041, 1045, 1049, 1053, 1057, 1061, 1065, 1069, 1073, 1077, 1081, 1085, 1089, 1093, 1097, 1101, 1105, 1109, 1113, 1117, 1121, 1125, 1129, 1133, 1137, 1141, 1145, 1149, 1153, 1157, 1161, 1165, 1169, 1173, 1177, 1181, 1185, 1189, 1193, 1197, 1201, 1205, 1209, 1213, 1217, 1221, 1225, 1229, 1233, 1237, 1241, 1245, 1249, 1253, 1257, 1261, 1265, 1269, 1273, 1277, 1281, 1285, 1289, 1293, 1297, 1301, 1305, 1309, 1313, 1317, 1321, 1325, 1329, 1333, 1337, 1341, 1345, 1349, 1353, 1357, 1361, 1365, 1369, 1373, 1377, 1381, 1385, 1389, 1393, 1397, 1401, 1405, 1409, 1413, 1417, 1421, 1425, 1429, 1433, 1437, 1441, 1445, 1449, 1453, 1457, 1461, 1465, 1469, 1473, 1477, 1481, 1485, 1489, 1493, 1497, 1501, 1505, 1509, 1513, 1517, 1521, 1525, 1529, 1533, 1537, 1541, 1545, 1549, 1553, 1557, 1561, 1565, 1569, 1573, 1577, 1581, 1585, 1589, 1593, 1597, 1601, 1605, 1609, 1613, 1617, 1621, 1625, 1629, 1633, 1637, 1641, 1645, 1649, 1653, 1657, 1661, 1665, 1669, 1673, 1677, 1681, 1685, 1689, 1693, 1697, 1701, 1705, 1709, 1713, 1717, 1721, 1725, 1729, 1733, 1737, 1741, 1745, 1749, 1753, 1757, 1761, 1765, 1769, 1773, 1777, 1781, 1785, 1789, 1793, 1797, 1801, 1805, 1809, 1813, 1817, 1821, 1825, 1829, 1833, 1837, 1841, 1845, 1849, 1853, 1857, 1861, 1865, 1869, 1873, 1877, 1881, 1885, 1889, 1893, 1897, 1901, 1905, 1909, 1913, 1917, 1921, 1925, 1929, 1933, 1937, 1941, 1945, 1949, 1953, 1957, 1961, 1965, 1969, 1973, 1977, 1981, 1985, 1989, 1993, 1997, 2001, 2005, 2009, 2013, 2017, 2021, 2025, 2029, 2033, 2037, 2041, 2045, 2049, 2053, 2057, 2061, 2065, 2069, 2073, 2077, 2081, 2085, 2089, 2093, 2097, 2101, 2105, 2109, 2113, 2117, 2121, 2125, 2129, 2133, 2137, 2141, 2145, 2149, 2153, 2157, 2161, 2165, 2169, 2173, 2177, 2181, 2185, 2189, 2193, 2197, 2201, 2205, 2209, 2213, 2217, 2221, 2225, 2229, 2233, 2237, 2241, 2245, 2249, 2253, 2257, 2261, 2265, 2269, 2273, 2277, 2281, 2285, 2289, 2293, 2297, 2301, 2305, 2309, 2313, 2317, 2321, 2325, 2329, 2333, 2337, 2341, 2345, 2349, 2353, 2357, 2361, 2365, 2369, 2373, 2377, 2381, 2385, 2389, 2393, 2397, 2401, 2405, 2409, 2413, 2417, 2421, 2425, 2429, 2433, 2437, 2441, 2445, 2449, 2453, 2457, 2461, 2465, 2469, 2473, 2477, 2481, 2485, 2489, 2493, 2497, 2501, 2505, 2509, 2513, 2517, 2521, 2525, 2529, 2533, 2537, 2541, 2545, 2549, 2553, 2557, 2561, 2565, 2569, 2573, 2577, 2581, 2585, 2589, 2593, 2597, 2601, 2605, 2609, 2613, 2617, 2621, 2625, 2629, 2633, 2637, 2641, 2645, 2649, 2653, 2657, 2661, 2665, 2669, 2673, 2677, 2681, 2685, 2689, 2693, 2697, 2701, 2705, 2709, 2713, 2717, 2721, 2725, 2729, 2733, 2737, 2741, 2745, 2749, 2753, 2757, 2761, 2765, 2769, 2773, 2777, 2781, 2785, 2789, 2793, 2797, 2801, 2805, 2809, 2813, 2817, 2821, 2825, 2829, 2833, 2837, 2841, 2845, 2849, 2853, 2857, 2861, 2865, 2869, 2873, 2877, 2881, 2885, 2889, 2893, 2897, 2901, 2905, 2909, 2913, 2917, 2921, 2925, 2929, 2933, 2937, 2941, 2945, 2949, 2953, 2957, 2961, 2965, 2969, 2973, 2977, 2981, 2985, 2989, 2993, 2997, 3001, 3005, 3009, 3013, 3017, 3021, 3025, 3029, 3033, 3037, 3041, 3045, 3049, 3053, 3057, 3061, 3065, 3069, 3073, 3077, 3081, 3085, 3089, 3093, 3097, 3101, 3105, 3109, 3113, 3117, 3121, 3125, 3129, 3133, 3137, 3141, 3145, 3149, 3153, 3157, 3161, 3165, 3169, 3173, 3177, 3181, 3185, 3189, 3193, 3197, 3201, 3205, 3209, 3213, 3217, 3221, 3225, 3229, 3233, 3237, 3241, 3245, 3249, 3253, 3257, 3261, 3265, 3269, 3273, 3277, 3281, 3285, 3289, 3293, 3297, 3301, 3305, 3309, 3313, 3317, 3321, 3325, 3329, 3333, 3337, 3341, 3345, 3349, 3353, 3357, 3361, 3365, 3369, 3373, 3377, 3381, 3385, 3389, 3393, 3397, 3401, 3405, 3409, 3413, 3417, 3421, 3425, 3429, 3433, 3437, 3441, 3445, 3449, 3453, 3457, 3461, 3465, 3469, 3473, 3477, 3481, 3485, 3489, 3493, 3497, 3501, 3505, 3509, 3513, 3517, 3521, 3525, 3529, 3533, 3537, 3541, 3545, 3549, 3553, 3557, 3561, 3565, 3569, 3573, 3577, 3581, 3585, 3589, 3593, 3597, 3601, 3605, 3609, 3613, 3617, 3621, 3625, 3629, 3633, 3637, 3641, 3645, 3649, 3653, 3657, 3661, 3665, 3669, 3673, 3677, 3681, 3685, 3689, 3693, 3697, 3701, 3705, 3709, 3713, 3717, 3721, 3725, 3729, 3733, 3737, 3741, 3745, 3749, 3753, 3757, 3761, 3765, 3769, 3773, 3777, 3781, 3785, 3789, 3793, 3797, 3801, 3805, 3809, 3813, 3817, 3821, 3825, 3829, 3833, 3837, 3841, 3845, 3849, 3853, 3857, 3861, 3865, 3869, 3873, 3877, 3881, 3885, 3889, 3893, 3897, 3901, 3905, 3909, 3913, 3917, 3921, 3925, 3929, 3933, 3937, 3941, 3945, 3949, 3953, 3957, 3961, 3965, 3969, 3973, 3977, 3981, 3985, 3989, 3993, 3997, 4001, 4005, 4009, 4013, 4017, 4021, 4025, 4029, 4033, 4037, 4041, 4045, 4049, 4053, 4057, 4061, 4065, 4069, 4073, 4077, 4081, 4085, 4089, 4093, 4097, 4101, 4105, 4109, 4113, 4117, 4121, 4125, 4129, 4133, 4137, 4141, 4145, 4149, 4153, 4157, 4161, 4165, 4169, 4173, 4177, 4181, 4185, 4189, 4193, 4197, 4201, 4205, 4209, 4213, 4217, 4221, 4225, 4229, 4233, 4237, 4241, 4245, 4249, 4253, 4257, 4261, 4265, 4269, 4273, 4277, 4281, 4285, 4289, 4293, 4297, 4301, 4305, 4309, 4313, 4317, 4321, 4325, 4329, 4333, 4337, 4341, 4345, 4349, 4353, 4357, 4361, 4365, 4369, 4373, 4377, 4381, 4385, 4389, 4393, 4397, 4401, 4405, 4409, 4413, 4417, 4421, 4425, 4429, 4433, 4437, 4441, 4445, 4449, 4453, 4457, 4461, 4465, 4469, 4473, 4477, 4481, 4485, 4489, 4493, 4497, 4501, 4505, 4509, 4513, 4517, 4521, 4525, 4529, 4533, 4537, 4541, 4545, 4549, 4553, 4557, 4561, 4565, 4569, 4573, 4577, 4581, 4585, 4589, 4593, 4597, 4601, 4605, 4609, 4613, 4617, 4621, 4625, 4629, 4633, 4637, 4641, 4645, 4649, 4653, 4657, 4661, 4665, 4669, 4673, 4677, 4681, 4685, 4689, 4693, 4697, 4701, 4705, 4709, 4713, 4717, 4721, 4725, 4729, 4733, 4737, 4741, 4745, 4749, 4753, 4757, 4761, 4765, 4769, 4773, 4777, 4781, 4785, 4789, 4793, 4797, 4801, 4805, 4809, 4813, 4817, 4821, 4825, 4829, 4833, 4837, 4841, 4845, 4849, 4853, 4857, 4861, 4865, 4869, 4873, 4877, 4881, 4885, 4889, 4893, 4897, 4901, 4905, 4909, 4913, 4917, 4921, 4925, 4929, 4933, 4937, 4941, 4945, 4949, 4953, 4957, 4961, 4965, 4969, 4973, 4977, 4981, 4985, 4989, 4993, 4997, 5001, 5005, 5009, 5013, 5017, 5021, 5025, 5029, 5033, 5037, 5041, 5045, 5049, 5053, 5057, 5061, 5065, 5069, 5073, 5077, 5081, 5085, 5089, 5093, 5097, 5101, 5105, 5109, 5113, 5117, 5121, 5125, 5129, 5133, 5137, 5141, 5145, 5149, 5153, 5157, 5161, 5165, 5169, 5173, 5177, 5181, 5185, 5189, 5193, 5197, 5201, 5205, 5209, 5213, 5217, 5221, 5225, 5229, 5233, 5237, 5241, 5245, 5249, 5253, 5257, 5261, 5265, 5269, 5273, 5277, 5281, 5285, 5289, 5293, 5297, 5301, 5305, 5309, 5313, 5317, 5321, 5325, 5329, 5333, 5337, 5341, 5345, 5349, 5353, 5357, 5361, 5365, 5369, 5373, 5377, 5381, 5385, 5389, 5393, 5397, 5401, 5405, 5409, 5413, 5417, 5421, 5425, 5429, 5433, 5437, 5441, 5445, 5449, 5453, 5457, 5461, 5465, 5469, 5473, 5477, 5481, 5485, 5489, 5493, 5497, 5501, 5505, 5509, 5513, 5517, 5521, 5525, 5529, 5533, 5537, 5541, 5545, 5549, 5553, 5557, 5561, 5565, 5569, 5573, 5577, 5581, 5585, 5589, 5593, 5597, 5601, 5605, 5609, 5613, 5617, 5621, 5625, 5629, 5633, 5637, 5641, 5645, 5649, 5653, 5657, 5661, 5665, 5669, 5673, 5677, 5681, 5685, 5689, 5693, 5697, 5701, 5705, 5709, 5713, 5717, 5721, 5725, 5729, 5733, 5737, 5741, 5745, 5749, 5753, 5757, 5761, 5765, 5769, 5773, 5777, 5781, 5785, 5789, 5793, 5797, 5801, 5805, 5809, 5813, 5817, 5821, 5825, 5829, 5833, 5837, 5841, 5845, 5849, 5853, 5857, 5861, 5865, 5869, 5873, 5877, 5881, 5885, 5889, 5893, 5897, 5901, 5905, 5909, 5913, 5917, 5921, 5925, 5929, 5933, 5937, 5941, 5945, 5949, 5953, 5957, 5961, 5965, 5969, 5973, 5977, 5981, 5985, 5989, 5993, 5997, 6001, 6005, 6009, 6013, 6017, 6021, 6025, 6029, 6033, 6037, 6041, 6045, 6049, 6053, 6057, 6061, 6065, 6069, 6073, 6077, 6081, 6085, 6089, 6093, 6097, 6101, 6105, 6109, 6113, 6117, 6121, 6125, 6129, 6133, 6137, 6141, 6145, 6149, 6153, 6157, 6161, 6165, 6169, 6173, 6177, 6181, 6185, 6189,